THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13760 of 2006

Dated:13.07.2006

Between:

Jalagam Bhadrakali.

…Petitioners

and

The Superintendent of Police, W.G.District, Eluru, and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13760 of 2006

ORDER:

The Superintendent of Police, West Godavari District, the Sub Divisional Police Officer, Jangareddygudem, and the Sub Inspector, Buttaigudem Police Station are present in the Court pursuant to the orders of this Court dated 07.07.2006.

The petitioner is a resident of Buttaigudem Village, West Godavari District. He lodged a complaint with P.S.Buttaigudem on 28.07.2005 making allegations against one Vasa Satyanarayana, who allegedly trespassed into his house and blackmailed him. Alleging that the same has not been registered as a crime under Section 154(1) of the Code of Criminal Procedure, 1973 (Cr.P.C), the petitioner filed the instant writ petition seeking a writ of mandamus directing the respondents to register the crime.

By reason of the judgment of this Court in **A.Omkar v. Commissioner of Police**[1] when a complaint regarding commission

of cognizable offence is given to the Officer Incharge of the Police Station, and the same is not registered, the complainant has a remedy to approach the Superintendent of Police under subsection (3) of Section 154 of Cr.P.C. Unless such remedy is availed, the writ petition cannot be entertained.

However, at the time of hearing, the learned Assistant Government Pleader for Home has produced a copy of the First Information Report registered by the third respondent. This is due compliance with the provisions of law. A copy of the First Information Report is already handed over by the learned Assistant Government Pleader. If the petitioner wants another copy, he may approach P.S.Buttaigudem for a copy of the First Information Report. As and when the petitioner approaches, a copy of the First Information Report may be given to him.

The Writ Petition, with the above observations and directions, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

13.07.2006
vs

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[1] 1996 (4) ALT 733 (DB)